

In the Court of Appeals of the State of Alaska

David Christopher Nordlund,
Appellant,

v.

State of Alaska,
Appellee.

Trial Court Case No. **3AN-19-04232CR**

Court of Appeals No. **A-13607**

Order

Motion to Withdraw

Date of Order: **July 5, 2022**

Nathan Charles was appointed under Administrative Rule 12(e) to represent David Christopher Nordlund in this appeal. Mr. Charles has now filed a motion to withdraw as counsel based on his “animus toward the State” and his desire to surrender his Alaska bar license “as soon as he is removed from all the cases in which the Alaska courts have appointed him.” The State opposes the motion to withdraw, arguing that Mr. Charles has not shown “good cause” to withdraw under Appellate Rule 517.1(f)(1)(A).

This Court agrees with the State. Mr. Charles is not representing the State; he is representing Mr. Nordlund. And the reasons for his “animus” toward the State pre-date his appointment under Administrative Rule 12(e). Mr. Charles has professional obligations to his client that are still on-going. The opening brief has been filed but not yet been accepted, and there will likely be a reply brief that will need to be filed after the State completes its brief.

Because granting Mr. Charles’ motion to withdraw will likely result in additional delay in a criminal appeal that has already been significantly delayed, this Court is unwilling to grant the motion to withdraw in the absence of evidence that Mr. Charles is incapable of fulfilling his professional obligations to his client and to the Court.

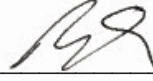
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IT IS ORDERED:

The motion is **DENIED**. This denial is without prejudice to Mr. Charles' filing a new motion to withdraw once briefing in this appeal is fully complete.

Entered at the direction of Chief Judge Allard.

Clerk of the Appellate Courts



Ryan Montgomery-Sythe,
Chief Deputy Clerk

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